

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

RICHARD GLOSSIP, *et al.*,

Plaintiffs,

v.

No: 14-cv-665-F

RANDY CHANDLER, *et al.*,

Defendants.

DEFENDANTS' MOTION IN LIMINE
TO EXCLUDE THE TESTIMONY OF DR. JAMES WILLIAMS

Donald Grant and Gilbert Postelle (the “Movants”) affirmatively refused to select an alternative method of execution. Doc. 425-18 at 75 (Donald Grant); Doc. 437 at 21 (Postelle). Movants then tried to change their litigation strategy after losing at summary judgment Doc. 467, which this Court denied, Doc. 493. Indeed, Movant Donald Grant’s post-judgment switch again declined to plead the firing squad as an alternative method of execution. *See* Doc. 467-2 at 2.

The proffering of Dr. Williams’s testimony on a firing squad alternative is just an improper attempt to circumvent this Court’s prior rulings. Because these Movants did not plead an alternative, the merits of any *other* Plaintiffs’ alternative has no bearing on whether these Movants are entitled to an injunction. Accordingly, the Court should exclude Dr. Williams’s testimony as irrelevant. *See* Fed. R. Evid. 401, 402.

Respectfully submitted,

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